

wise taking steps to discharge its obligations under international law with respect to such citizen.

corporation, partnership, or association, or

"(H) a dispute involving such citizen, corporation,

partnership, or association over compensation for such

a seizure has been submitted to arbitration under the

provisions of the Convention for the Settlement of

Investment Disputes, or in another mutually agreed

upon forum.

and the President promptly furnishes a copy of such determination to the Senate and House of Representatives.

"(F) Such country fails to act in good faith

in recognizing as binding or in enforcing arbitral awards in favor

of United States citizens or a corporation, partnership,

or association which is 50 percent or more beneficially

owned by United States citizens, which have

made by arbitrators appointed for each case or by

permanent arbitral bodies to which the parties involved

have submitted their dispute.

"(F) Such country aids or abets, by granting sanctuary

from prosecution to, any individual or group which has

committed an act of international terrorism.

"(G) Such country has not taken or is not taking

steps to afford internationally recognized worker rights to

workers in the country (including any designated zone in

that country).

Subparagraphs (D), (E), (F), and (G) shall not prevent

the designation of any country as a beneficiary developing country

under this title if the President determines that such

designation will be in the national economic interest of the United

States and reports such determination to the Congress with

the reasons therefor.

"(C) FACTORS AFFECTING COUNTRY DESIGNATION.—In

determining whether to designate any country as a beneficiary developing

country under this title, the President shall take into account

"(1) an expression by such country of its desire to be so

designated;

"(2) the level of economic development of such country,

including its per capita gross national product,
the living standards of its inhabitants, and any other economic
factors which the President deems appropriate:

"(3) whether or not other major developed
countries are extending generalized preferential tariff
treatment to such country:

"(4) the extent to which such country has
assured the United States that it will provide equitable and
reasonable access to the markets and basic commodity
resources of such country and the extent to which such country
has assured the United States that it will refrain from
engaging in unreasonable export practices:

"(5) the extent to which such country is
providing adequate and effective protection of intellectual property
rights:

"(6) the extent to which such country
has taken action to

"(A) reduce trade distorting investment
practices and policies (including export performance
requirements); and